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BEFORE THE STATE ADMINISTRATIVE TRIBUNAL, RAIPUR BENCH

O.A. NO. 682/2001 WP(S) 3846/05

- APPLICANTS :
1. K. Jai Narayan Singh S/o Shri Hanumant, Aged about 33 years, Primary School Kumharras, Block & Distt. Dantewada.
  2. Shyam Lal Watti S/o Shri Suklal Watti, Aged about 40 Years, Primary School Pondum, Block & Distt. Dantewada.
  3. Tejram Jurry S/o Shri Nawal Ram Jurry, aged about 33 years, Primary School Matenar, Block & Distt. Dantewada.
  4. Kripa Ram Mandavi S/o Shri Sakharam, aged about 37 years, Primary School Kotwarpada, Pharaspal, Block Geedam, Distt. Dantewada.
  5. Banmali Prasad Thakur S/o Shri Rajman Singh, Aged about 37 years, Primary School Pharsamdur, Block Geedam, Distt. Dantewada.
  6. Ramesh Kumar Karma S/o Shri Koyaram, Aged about 33 years, Primary school Masodi, Block Geedam, Distt. Dantewada.
  7. Smt. Mamta Lonhare W/o Shri Rajendra Prasad, Aged about 34 years, Middle School Kodanar No.1 Gajraj Camp, Kirandul, Block Kuwakonda, Distt. Dantewada.
  8. Mehtar Ram Baghel S/o Shri Mahadev Ram, Aged about 37 years, Primary School Midkulnar, Block and Distt. Dantewada.
  9. Shyamlal Shori S/o Late Teejuram, Aged about 37 years, Navin Middle School Dantewada, Block & Distt. Dantewada.
  10. Johan Singh Dharu S/o Shri Amar Singh, Aged about 36 years, Middle School Chhindnar, Block Geedam, Distt. Dantewada.
  11. Devlal Nurutee S/o Shri Shambhu Ram, Aged about 37 years, Primary School Mahra Hauranar, Block Kuwakonda, Distt. Dantewada.
  12. Dhan Singh Upendi S/o Shri Manher Ram, Aged about 35 years, Primary School Tikanpal, Block Kuwakonda, Distt. Dantewada.
  13. Smt. Lalita Baghel W/o Shri Mahadev, Aged about 34 years, Primary School Baidipara Kuwakonda, Block Kuwakonda, Distt. Dantewada.
  14. Beer Singh Dharu S/o Shri Baratu Ram, Aged about 38 years, Primary School Jodatarai, Block Geedam, Distt. Dantewada.
  15. Heera Ram Mandavi S/o Shri Chandan Singh, Aged about 37 years, Primary School Hauranar, Block Geedam, Distt. Dantewada.

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16. Gautam Singh Bhaskar S/o Shri Phool Singh, Aged about 36 years, Middle School Haram, Block Geedam, Distt. Dantewada.
17. Smt. Nanda Vasnikar W/o Shri Sohan Ram, Aged about 35 years, Primary School Bhansi, Block & Distt. Dantewada.
18. Kailash Ram Kashyap S/o Shri Dhunu Ram, Aged about 36 years, Primary School Madse, Block Geedam, Distt. Dantewada.
19. Jethu Ram Nuretee S/o Shri Ram Singh, Aged about 36 years, Primary School Ghotpal, Block Geedam, Distt. Dantewada.
20. Nagendra Prasad Chaturvedi S/o Shri A.P. Chaturvedi, Aged about 35 years, Primary School Marwadipara Geedam, Block Geedam, Distt. Dantewada.
21. Sant Ram Nag S/o Shri Jagannath, Aged about 37 years, Middle School Samloor, Block Geedam, Distt. Dantewada.
22. Brahmanand Gajbiye S/o Shri Ram Prasad, Aged about 38 years, Middle School Madse, Block Geedam, Distt. Dantewada.
23. Atma Ram Mandavi S/o Shri Ghasiya Ram, Aged about 34 years, Primary School Korlapal, Block Geedam, Distt. Dantewada.
24. Rasiya Ram Nag S/o Shri Sitaram, Aged about 33 years, Primary School Gumda, Block Geedam, Distt. Dantewada.
25. Ramesh Kumar Nage S/o Shri Jai Singh, Aged about 36 years, Middle School Pondum, Block & Distt. Dantewada.
26. Narad Singh Keshari S/o Shri Ramchandra, Aged about 38 years, Middle School Bade Tummar, Block Geedam, Distt. Dantewada.
27. Krishna Kumar Mahant S/o Late Ram Singh, Aged about 40 years, Primary School Bade Surokhi, Block Geedam, Distt. Dantewada.
28. Subhash Chandra Bhediya S/o Shri Mehtar Ram, Aged about 35 years, Primary School Bade Paneda, Block Geedam, Distt. Dantewada.
29. Smt. Kumari Nag W/o Shri Shiv Kumar, Aged about 39 years, Kanya Primary School Geedam, Block Geedam, Distt. Dantewada.
30. Maha Shankar Bhaskar S/o Late Tulsi Ram, Aged about 36 years, Govt. H.S.S. Bade Gudra, Block Katekalyan, Distt. Dantewada.
31. Nannu Ram Salam S/o Shri Shival, Aged about 33 years, Primary School Dabpal, Block & Distt. Dantewada.

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32. Rajaram Bhaskar S/o Shri Maniram, Aged about 39 Years, Middle School Binjam, Block - Geedam, Distt. Dantewada.
  33. Gurubhandhu Sinha S/o Shri Jhitru Ram, Aged about 34 Years, Ashram Shala Bangapal, Block Geedam, Distt. Dantewada.
  34. Smt. Janki Darro W/o Shri R.S. Darro, Aged about 43 Years, Primary School Karli, Block Geedam, Distt. Dantewada.
  35. Rajendra Kumar Maraskole S/o Shri Sundarlal, Aged about 35 years, Primary School Karli, Block Geedam, Distt. Dantewada.
  36. Smt. Shashi Prabha Jain W/o Shri Gulab chand, Aged about 44 Years, Middle School Haram, Block Geedam, Distt. Dantewada.
  37. Smt. Brijlata Soni W/o Shri Vinod, Aged about 43 Years, Primary School Jawanga, Block Geedam, Distt. Dantewada.
  38. Smt. Green Simon W/o Shri Subhash, Aged about 39 Years, Boys Primary School Geedam, block - Geedam, Distt. Dantewada.
  39. Smt. Manju Bala Thakur W/o Shri Lakshman Singh, Aged about 44 years, Boys Primary School, Marwadipara Geedam, Block Geedam, Distt. Dantewada.
  40. Smt. Kamali Markam W/o Shri M.L. Markam, Aged about 37 years, N.M. School Chohnar, Block Kuwakonda, Distt. Dantewada.
  41. Bhairam Singh Nag S/o Shri Sukhram, Aged about 35 years, Middle School Kamaloor, Block & Distt. Dantewada.
  42. Smt. Pramila Charan W/o Shri Masih, Aged about 45 Years, Primary School Railway Colony, Bacheli, Block & Distt. Dantewada.
  43. Smt. Savita Meshram W/o Shri Rajesh Kumar, Aged about 37 years, N.M. School Dantewada, Block & Distt. Dantewada.
  44. Hemraj Sukhdeve S/o Shri Mehtar Ram, Aged about 36 Years, Middle School Kawadgaon, Block & Distt. Dantewada.
  45. Ku. Urmila Besara D/o Shri B.D. Besara, Aged about 34 years, Govt. H.S.S. Dantewada, Block & Distt. Dantewada.
  46. Smt. Jayanti Shastri W/o Shri V.P. Shastri, Aged about 34 years, Primary School Chitalanka, Block & Distt. Dantewada.
  47. Mannu Ram Kumeti S/o Shri J.R. Kumeti, Aged about 34 Years, Govt. H.S.S. Dantewada, Block & Distt. Dantewada.

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48. Smt. Rajkumari Jodh W/o Shri Pramod Kumar, Aged about 34 yrs., Primary School Nayapara, (Dantewada), Block & Distt. Dantewada.
49. Smt. Kamala Devi Manhar W/o Shri G.P. Manhar, Aged about 42 Years, Primary School Vidyanagar, Kirandul, Block Kuwakonda, Distt. Dantewada.
50. Shyamlal Gawde S/o Late Baisakhu Ram, Aged about 35 Years, Primary School Balpeth, Block & Distt. Dantewada.
51. Johan Ram Bhuarya S/o Shri Sukdev Ram, Aged about 36 years, Primary School Kawadgaon, Block & Distt. Dantewada.
52. Rameshwar Goti S/o Late Ghana Ram, Aged about 37 Years, Primary School Dudhiras, Block - Katekalyan, Distt. Dantewada.
53. Jailal Singh Darro S/o Shri Baldu Ram, Aged about 35 Years, Primary School Badwar, Block Keshkal, Distt. Bastar.
54. Prakash Kumar Sahu S/o Shri Baliram, Aged about 33 Years, Middle School Bharripara, Block Keshkal, Distt. Bastar.
55. Yashwant Ram Guna S/o Shri Kachru Ram, Aged about 36 years, Middle School Mardapoti, Block Kanker, Distt. Kanker.
56. Smt. Anjali Guna W/o Shri Yashwant Ram, Aged about 34 Years, Women I.T.I., Block Kanker, Distt. Kanker.
57. Pumu Ram Pradhan S/o Late Prabhu Ram, Aged about 37 Years, Primary School Koliyari Block Kanker, Distt. Kanker.

VERSUS

- NON-APPLICANTS : 1. THE STATE OF M.P.  
THROUGH THE SECRETARY,  
TRIBAL WELFARE DEPARTMENT,  
BHOPAL (M.P.)
2. THE STATE OF CHHATTISGARH  
THROUGH THE SECRETARY  
TRIBAL WELFARE DEPARTMENT  
RAIPUR (C.G.)
3. THE COMMISSIONER  
TRIBAL WELFARE DEPARTMENT  
BHOPAL (M.P.)
4. THE COMMISSIONER  
TRIBAL WELFARE DEPARTMENT  
RAIPUR (C.G.)

APPLICATION UNDER SECTION 19 OF THE ADMINISTRATIVE  
TRIBUNALS ACT, 1985

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HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition (s) No. 3846 of 2005

|             |                                              |
|-------------|----------------------------------------------|
| Petitioners | K. Jai Narayan Singh & others                |
| Versus      |                                              |
| Respondents | State of M.P. (Now Chhattisgarh)<br>& others |

Single Bench: Hon'ble Mr. Justice Satish K. Agnihotri.

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Present: Shri P.P. Sahu, Advocate for the petitioners.  
Shri V.V.S. Moorthy, Deputy Advocate General for the  
State/respondents.

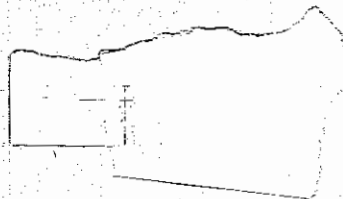
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ORDER

(Passed on 12<sup>th</sup> day of December, 2006)

The following order of the Court was passed by Satish K. Agnihotri, J.

1. The petitioners were appointed as Assistant Teacher, wherein, it was provided that the petitioners would be granted pay scale of Rs. 545-10-575-15-800-20-900-25-975/-, after a period of one year. It was further provided that the petitioners would be entitled to the fixed pay of Rs. 300/- for a period of one year.
2. Similarly situated employees had approached the Madhya Pradesh State Administrative Tribunal. The Tribunal passed the order on 24.8.1992 in O.A. No. 2745 of 1989 (Madhukant Yadu and 56 others Vs. State of M.P. & others.)
3. It was further held that the said benefit would be given to all teachers and they should not be compelled to approach the Tribunal for similar benefit individually or collectively.



4. Being aggrieved, the then State of Madhya Pradesh had filed the Special Leave Petition (Civil) No. 6892/93 impugning the order dated 24.8.1992 passed by the Madhya Pradesh State Administrative Tribunal, Jabalpur in O.A. No. 2745/89. The Hon'ble Supreme Court after hearing learned counsel for the parties, dismissed the Special Leave Petition and having regard to the large financial implications, granted one year's time to settle the claim for the arrears without interest vide order dated 3.1.1994. It was further observed that the intervention would work out their rights in accordance with law. This order dated 24.8.1992 passed by the Tribunal in O.A. No. 2745/1989 is applicable to the petitioners being similarly situated and they are accordingly entitled to the same benefit.
5. For the above stated reasons, the petitioners are granted liberty to make a representation to consider the cases of the petitioners if it stand on the same footing as per order dated 24.8.1992 by the Madhya Pradesh State Administrative Tribunal, Jabalpur in O.A. No. 2745/89 (Madhukant Yadu and 56 others Vs. State of M.P. & others.) and subsequently confirmed by order dated 3.1.1994 passed by the Hon'ble Supreme Court in Special Leave Petition (Civil) No. 6892/93 and grant relief accordingly.
6. The writ petition is accordingly disposed of. No order as to costs.

Sd/-  
Satish K. Agnihotri  
Judge